

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

KENT COFFMAN,)	
)	
Plaintiff,)	No. CV 07-1082-CL
)	
v.)	
)	ORDER
COMMISSIONER OF SOCIAL)	
SECURITY,)	
)	
Defendant.)	
_____)	

PANNER, J.

Plaintiff Kent Coffman brought this action for judicial review of the final decision by the Commissioner of Social Security denying Coffman's application for disability benefits.

At the time the Complaint was filed, Plaintiff's counsel advised the court of some difficulty communicating with their client (who lacked a telephone) to obtain the information necessary to complete the application to proceed in forma pauperis. Counsel requested, and the court authorized, an extension of 30 days. Unfortunately, counsel apparently was unsuccessful in obtaining that information from Mr. Coffman.

On September 7, 2007, Magistrate Judge Clarke ordered Plaintiff to show cause, within 14 days, why this action should not be dismissed for failure to comply with the court's order. No response was received. On September 25, 2007, Magistrate Judge Clarke filed his Report and Recommendation, which recommended that this action be dismissed without prejudice. No objections have been filed.

The matter is now before me for de novo review pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). I find no error.

Conclusion

Magistrate Judge Clarke's Report and Recommendation (docket # 7) is adopted. This action is dismissed, without prejudice, for failure to prosecute.

IT IS SO ORDERED.

DATED this 18 day of October, 2007.


OWEN M. PANNER
U.S. DISTRICT JUDGE